

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,
Plaintiff,

v.

JESUS TORRES,
Defendant.

No. CR-10-2038-FVS-1

ORDER DENYING DEFENDANT'S
MOTION TO RECONSIDER BAIL

☒ MOTION DENIED
(Ct. Rec. 50)

Date of bail review hearing: **May 28, 2010**

☒ The court has conducted a bail review hearing and has considered the Pretrial Services Report and proffers of the parties. The court, based upon the factual findings and statement of reasons for detention hereafter set forth, and as stated in court, finds the following:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

☐ Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that Defendant is a flight risk and a danger to the community based on the nature of the pending charge. Application of the presumption is appropriate in this case.

☒ Defendant has a history of failures to appear and/or failures to comply.

☐ Defendant has few or no ties to the community.

☒ Defendant has a ☒ significant criminal history.

☒ Defendant has an outstanding warrant(s).

☒ Defendant does not have a suitable residence.

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1 ☒ Defendant appears to suffer from chemical dependency.

2 ☐ The Grand Jury has found probable cause.

3 ☐ Other: _____

8 ☒ The court finds the Defendant is not supervisable.

10 ☒ By a preponderance of the evidence there are no conditions or
11 combination of conditions other than detention that will reasonably
12 assure the appearance of Defendant as required.

13 ☐ By clear and convincing evidence there are no conditions or
14 combination of conditions other than detention that will ensure the
15 safety of the community.

16 ☐ Bureau of Immigration and Customs Enforcement Detainer.

17 **IT IS ORDERED:**

18 1. Defendant shall be held in detention pending disposition
19 of this case or until further order of the court. Should
20 circumstances change, Defendant may petition the court to reopen the
21 detention issue by written motion to amend and request for hearing,
22 served upon the United States Attorney.

23 2. Defendant is committed to the custody of the U.S. Marshal
24 for confinement separate, to the extent practicable, from persons
25 awaiting or serving sentences or being held in custody pending
26 appeal.

27 3. Defendant shall be afforded reasonable opportunity for
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1 private consultation with counsel.

2 DATED May 28, 2010.

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4 s/James P. Hutton

5 JAMES P. HUTTON
6 UNITED STATES MAGISTRATE JUDGE
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